

LOCAL GOVERNMENT ACT 2000

REGISTER OF URGENT  
DECISIONS TAKEN BY THE  
CHIEF EXECUTIVE

NORTH DEVON COUNCIL CONSTITUTION  
– Part 3 Annex 2: Officer Delegations –  
Chief Executive



Reference No:

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1) SUBJECT: Car parking and Toilets

2) REQUESTED DECISION: Cease charging on Council car parks and close public toilets

3) STATEMENT OF THE REASONS FOR THE REQUEST AND WHY IT IS URGENT:

This decision is urgent as it reflects the current crisis. The decision is being made to ensure that social distancing measures are implemented and also to protect staff from collecting cash and cleaning potentially infected areas.

4) FINANCIAL IMPLICATIONS: (NOTE: Please state if there are any financial implications. If so, state whether there are sufficient funds within the agreed budget. If there are insufficient funds please state how the decision will be financed).

There is a significant financial implication in not charging in car parks. This is around £260k per month. However, most Councils are either not charging or not enforcing.

Even if we carried on charging, income would be down as shops are shut and people are isolating.

5) ANY ALTERNATIVE OPTIONS CONSIDERED AND REJECTED:

Not enforcing. The difficulty with this is that if people think that they still have to pay, they will do so and we will then have the issue of cash collection.

6) A RECORD OF ANY CONFLICT OF INTEREST DECLARED:

None

7) A NOTE OF ANY DISPENSATION IF GRANTED:

None

8) LIST OF BACKGROUND PAPERS (but not including published works or those which disclose exempt or confidential information (as defined in paragraph 10.4 and 10.5 of the Access to Information Procedural Rules Part 4 of the Constitution):

10) CONSULTATION UNDERTAKEN:

The following have been consulted on this urgent decision:

Consultee	Consulted Yes/No	Date
Leader of Council ( <i>or Deputy Leader</i> )	Y	24.3.20
Chair of Committee (with the Authority to take the decision) ( <i>or Vice-Chair</i> )		
Lead Member		
Ward Member(s)		
Head of Service (name)		
Finance		
Legal		

11) OFFICER REQUESTING URGENT DECISION TO BE TAKEN BY THE CHIEF EXECUTIVE:

Chief Executive

12) APPROVED BY CHIEF EXECUTIVE: YES

Supported by SMT

13) DATE OF DECISION:

24<sup>th</sup> March 2020

14) CHIEF EXECUTIVE'S COMMENTS:

Although there are significant financial implications in taking these decisions, my view is that they must be made to ensure public safety. The position will however be regularly kept under review.

15) DATE TO BE PRESENTED TO STRATEGY AND RESOURCES COMMITTEE:

## GUIDANCE NOTES

### NOTE:

#### PROCEDURE FOR URGENT DECISIONS:

1. Completed form to be passed to the Chief Executive following consultation with the interested parties.
2. If a decision is specific to a Ward, efforts should be made to ascertain the views of the local Councillor (s).
3. The Chief Executive will make his decision.

#### PROCEDURE FOR URGENT DECISION MAKING AS PER THE CONSTITUTION

#### **Officer Delegations: the Chief Executive:**

#### **Urgent Decision Making**

- 3.48 To take a decision on any matter falling within the remit of any Committee in cases of urgency where it is not reasonably practicable to obtain prior approval of a Committee SUBJECT TO:
  - 3.48.1 the prior consultation, where practicable, with the Leader or Deputy Leader and the Chair or Vice Chair of the relevant Committee, and
  - 3.48.2 the proviso that this power will not extend to the determination of any application submitted pursuant to the Planning Acts or under the Licensing Act 2003 or the Gambling Act 2005, and
  - 3.48.3 the decision being reported to the next meeting of the relevant Committee and the next meeting of Strategy and Resources Committee.